

Appln. No. 10/820,368  
Response dated August 5, 2005  
Reply to Office Action of May 10, 2005

REMARKS/ARGUMENTS

Reconsideration of the present application, as amended, is respectfully requested.

The May 10, 2005 Office Action and the Examiner's comments have been carefully considered. In response, a Terminal Disclaimer is submitted, and remarks are set forth below in a sincere effort to place the present application in form for allowance.

DOUBLE-PATENTING

In the Office Action claims 1-20 are rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 1-20 of USP 6,747,809 B2 (Yasutomi et al.). Claims 21-44 are rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 1-24 of USP 6,813,093 B2 (Takagi et al.). Claims 21 and 33 are rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 1 and 13 of Takagi et al.

In response, submitted herewith is a Terminal Disclaimer which effectively disclaims the terminal part of the term of any patent granted on the present application which extends beyond

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the full statutory term of the earliest to expire of the  
following commonly owned patents:

USP 6,747,809 and USP 6,813,093.

In view of submission of the Terminal Disclaimer, recon-  
sideration and withdrawal of the rejection of the claims are  
respectfully requested.

\* \* \* \* \*

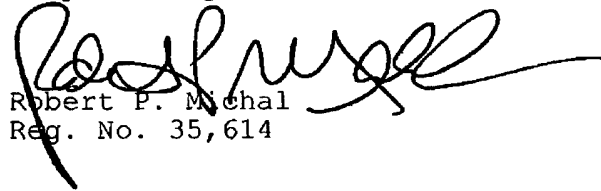
Allowance of the claims and the passing of this application  
to issue are respectfully solicited.

If the Examiner disagrees with any of the foregoing, the  
Examiner is respectfully requested to point out where there is  
support for a contrary view.

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If the Examiner has any comments, questions, objections or recommendations, the Examiner is invited to telephone the undersigned at the telephone number given below for prompt action.

Respectfully submitted,



Robert P. Michal  
Reg. No. 35,614

Frishauf, Holtz, Goodman & Chick, P.C.  
220 Fifth Avenue  
New York, New York 10001-7708  
Tel. (212) 319-4900  
Fax (212) 319-5101  
RPM/ms

Encl.: Terminal Disclaimer